

**APPEAL**

**U.S. Bankruptcy Court  
Eastern District of New York (Brooklyn)  
Bankruptcy Petition #: 1-19-41313-cec**

Assigned to: Carla E. Craig  
Chapter 11  
Voluntary  
Asset

Date filed: 03/06/2019  
341 meeting: 04/22/2019  
Deadline for filing claims: 06/07/2019  
Deadline for filing claims (govt.): 09/02/2019

**Debtor**  
**Cort & Medas Associates, LLC**  
1414 Utica Avenue  
Brooklyn, NY 11203  
KINGS-NY  
Tax ID / EIN: 14-2008329

represented by **Joel M Shafferman**  
Shafferman & Feldman LLP  
137 Fifth Avenue  
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New York, NY 10010  
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**Shafferman & Feldman LLP**  
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United States  
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**U.S. Trustee**  
**Office of the United States Trustee**  
Eastern District of NY (Brooklyn Office)  
U.S. Federal Office Building  
201 Varick Street, Suite 1006  
New York, NY 10014  
(212) 510-0500

<b>Filing Date</b>	<b>#</b>	<b>Docket Text</b>
03/06/2019	<u>1</u>	Chapter 11 Voluntary Petition for Non-Individuals. Fee Amount \$1717 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC Chapter 11 Plan due by 07/5/2019. Disclosure Statement due by 07/5/2019. (Shafferman, Joel) (Entered: 03/06/2019)
03/06/2019		Receipt of Voluntary Petition (Chapter 11)(1-19-41313) [misc,volp11a] (1717.00) Filing Fee. Receipt number 17704652. Fee amount 1717.00. (re: Doc# <u>1</u> ) (U.S. Treasury) (Entered: 03/06/2019)
03/06/2019	<u>2</u>	Affidavit Re: <i>Certificate of Resolution</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman, Joel) (Entered: 03/06/2019)
03/06/2019	<u>4</u>	Deficient Filing Chapter 11 Statement Pursuant to E.D.N.Y. LBR 1073-2b due by 3/6/2019. Corporate Disclosure Statement Pursuant to

			FBR 1073-3 due 3/6/2019. Disclosure of Compensation of Attorney for Debtor. 11 U.S.C. § 329 and Fed. R. Bankr. P. 2016(b) (Official Form 2030) due 3/20/2019. Summary of Assets and Liabilities for Non-Individuals Official Form 206Sum due by 3/20/2019. Schedule A/B due 3/20/2019. Schedule E/F due 3/20/2019. Schedule G due 3/20/2019. Schedule H due 3/20/2019. Declaration Under Penalty of Perjury for Non Individual Debtors Official Form 202 due 3/20/2019. List of Equity Security Holders due 3/20/2019. Statement of Financial Affairs Non-Ind Form 207 due 3/20/2019. Incomplete Filings due by 3/20/2019. (ads) (Entered: 03/08/2019)
03/07/2019		<u>3</u>	Affidavit Re: <i>Local Rule Rule 1007-2 Declaration</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman, Joel) (Entered: 03/07/2019)
03/08/2019		<u>5</u>	Meeting of Creditors 341(a) meeting to be held on 4/15/2019 at 03:00 PM at Room 2579, 271-C Cadman Plaza East, Brooklyn, NY. (ads) (Entered: 03/08/2019)
03/08/2019		<u>6</u>	Statement Pursuant to <i>EDNY LBR1073-2b</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman, Joel) (Entered: 03/08/2019)
03/08/2019		<u>7</u>	Statement Pursuant to <i>E.D.N.Y. LBR 1073-3</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman, Joel) (Entered: 03/08/2019)
03/10/2019		<u>8</u>	BNC Certificate of Mailing with Notice of Electronic Filing Notice Date 03/10/2019. (Admin.) (Entered: 03/11/2019)
03/10/2019		<u>9</u>	BNC Certificate of Mailing – Meeting of Creditors Notice Date 03/10/2019. (Admin.) (Entered: 03/11/2019)
03/10/2019		<u>10</u>	BNC Certificate of Mailing with Notice of Deficient Filing Notice Date 03/10/2019. (Admin.) (Entered: 03/11/2019)
03/12/2019		<u>11</u>	Notice of Appearance and Request for Notice Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (Feuerstein, Jerold) (Entered: 03/12/2019)
03/12/2019		<u>12</u>	Affidavit/Certificate of Service Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>11</u> Notice of Appearance filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 03/12/2019)
03/18/2019		<u>13</u>	Schedule(s), Statement(s) and Affidavit Pursuant to E.D.N.Y. LBR 1007-1(b) Schedule A/B, Schedule C, Schedule D, Schedule E/F, Schedule G, Schedule H, Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman, Joel) (Entered: 03/18/2019)
03/18/2019		<u>14</u>	Summary of Assets and Liabilities for Non-Individuals (Form 206Sum) for Non-Individuals Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>4</u> Deficient Filing Chapter 11) (Shafferman, Joel) (Entered: 03/18/2019)
03/18/2019		<u>15</u>	Declaration Under Penalty of Perjury for Non-Individual Debtors (Form 202) Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>4</u> Deficient Filing Chapter 11) (Shafferman,

			Joel) (Entered: 03/18/2019)
03/18/2019		<u>16</u>	Chapter 11 or Chapter 9 Cases Non-Individual: List of Creditors Who Have 20 Largest Unsecured Claims Against You and Are Not Insiders Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman, Joel) (Entered: 03/18/2019)
03/18/2019		<u>17</u>	Statement of Financial Affairs for Non-Individuals (Form 207) Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>4</u> Deficient Filing Chapter 11) (Shafferman, Joel) (Entered: 03/18/2019)
03/18/2019		<u>18</u>	Affidavit Re: <i>List of Equity Holders</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman, Joel) (Entered: 03/18/2019)
03/18/2019		<u>19</u>	<i>Statement of Compensation Pursuant to Rule 2030</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman, Joel) (Entered: 03/18/2019)
03/20/2019		<u>20</u>	Order Scheduling Initial Case Management Conference. Signed on 3/20/2019 Status hearing to be held on 4/10/2019 at 02:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tml) (Entered: 03/20/2019)
03/22/2019		<u>21</u>	BNC Certificate of Mailing with Notice/Order Notice Date 03/22/2019. (Admin.) (Entered: 03/23/2019)
04/01/2019		<u>22</u>	Notice of Appearance and Request for Notice Filed by Paul A Levine on behalf of Empire State Certified Development Corporation as Servicing Agent for the U.S. Small Business Administration (Levine, Paul) (Entered: 04/01/2019)
04/01/2019		<u>23</u>	Notice of Appearance and Request for Notice Filed by Meghan M. Breen on behalf of Empire State Certified Development Corporation as Servicing Agent for the U.S. Small Business Administration (Breen, Meghan) (Entered: 04/01/2019)
04/03/2019		<u>24</u>	Motion to Set Last Day to File Proofs of Claim Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC. (Attachments: # <u>1</u> Proposed Form of Notice # <u>2</u> Proposed Order # <u>3</u> Exhibit A – Form No. 410) (Feuerstein, Jerold) (Entered: 04/03/2019)
04/03/2019		<u>25</u>	Affidavit/Certificate of Service Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>24</u> Motion to Set Last Day to File Proofs of Claim filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 04/03/2019)
04/08/2019			Statement Adjourning 341(a) Meeting of Creditors Filed by Office of the United States Trustee. 341(a) Meeting Adjourned to 4/22/2019 at 10:00 AM at Room 2579, 271-C Cadman Plaza East, Brooklyn, NY. (Martin, MaryLou) (Entered: 04/08/2019)
04/08/2019		<u>26</u>	Application to Employ Shafferman & Feldman LLP as Attorneys for the Debtor Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC. (Attachments: # <u>1</u> Affidavit Certification of Joel Shafferman # <u>2</u> Proposed Order) (Shafferman, Joel) (Entered: 04/08/2019)

04/08/2019	<u>27</u>	Declaration Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>26</u> Application to Employ filed by Debtor Cort & Medas Associates, LLC) (Shafferman, Joel) (Entered: 04/08/2019)
04/10/2019	<u>28</u>	Application to Employ David Friedberg, Esq. as Special Real Estate Litigation Counsel for the Debtor . Objections to be filed on 4/24/19. Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC. Order to be presented for signature on 4/24/2019. (Shafferman, Joel) (Entered: 04/10/2019)
04/10/2019		Hearing Held and Adjourned; (related document(s): <u>20</u> Order Scheduling Initial Case Management Conference) Appearances: Kenrick Cort Debtor's Principal, Stuart Kossar Representing 1414 Utica Avenue Lender, Rachel Wolf Representing the Office of the United States Trustee, Joel M Shafferman Representing Debtor – Status hearing to be held on 05/29/2019 at 02:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tleonard) (Entered: 04/10/2019)
04/15/2019	<u>29</u>	Order Setting Last Day To File Proofs of Claim. Signed on 4/15/2019. Proofs of Claims due by 6/7/2019. Government Proof of Claim due by 9/2/2019. (Attachments: # <u>1</u> Exhibit) (aac) (Entered: 04/16/2019)
04/15/2019	<u>30</u>	ORDERED, that the Debtor be, and it is hereby, authorized to retain S&F as its counsel to represent it as counsel in the within case under chapter 11 of the Bankruptcy Code; and it is further ORDERED, that compensation to S&F for services rendered to the Debtor hereafter shall be upon proper application on notice and hearing to the Court pursuant to §§330 and 331 of the Bankruptcy Code and the United States Trustee Guidelines and the Local Bankruptcy Rules for the Eastern District of New York; ORDERED, that S&F shall not change its billing rate in this case; and it is further ORDERED, that S&F shall not split its fees in this case with any other professional. (Related Doc # <u>26</u> ) Signed on 4/15/2019. (sem) (Entered: 04/16/2019)
04/23/2019	<u>31</u>	Objection <i>OF 1414 UTICA AVENUE LENDER LLC TO THE DEBTORS APPLICATION FOR AN ORDER AUTHORIZING RETENTION OF DAVID S. FRIEDBERG, ESQ. AS SPECIAL REAL ESTATE LITIGATION COUNSEL</i> Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>28</u> Application to Employ filed by Debtor Cort & Medas Associates, LLC) (Attachments: # <u>1</u> Exhibit A – Indorsed Note # <u>2</u> Exhibit B – Mortgage # <u>3</u> Exhibit C – Guarantee # <u>4</u> Exhibit D – Valley Assignment # <u>5</u> Exhibit E – VNB Corp. Assignment # <u>6</u> Exhibit F – Certificate of Amendment and Certificate of Merger # <u>7</u> Exhibit G – 1414 Utica Assignment # <u>8</u> Exhibit H – Assignment of Foreclosure Action # <u>9</u> Exhibit I – Summons and Complaint # <u>10</u> Exhibit J – Answer # <u>11</u> Exhibit K – NYSCEF Sheet # <u>12</u> Exhibit L – OOR # <u>13</u> Exhibit M – Order to Amend # <u>14</u> Exhibit N – JFS # <u>15</u> Exhibit O – Stip of FB # <u>16</u> Exhibit P – FB Extension # <u>17</u> Exhibit Q – Stipulation # <u>18</u> Exhibit R – Denial of Second TRO # <u>19</u> Exhibit S – Sale Extension Order # <u>20</u> Exhibit T – Notice of Sale) (Feuerstein, Jerold) (Entered: 04/23/2019)
04/23/2019	<u>32</u>	Affidavit/Certificate of Service Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>31</u> Objection filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 04/23/2019)
05/03/2019	<u>33</u>	Affidavit/Certificate of Service <i>of Notice of Deadline to File Proofs of Claim</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>29</u> Order Setting Last Day To File Proofs of

			Claim) (Shafferman, Joel) (Entered: 05/03/2019)
05/07/2019		<u>34</u>	Notice of Withdrawal of Application to Retain Special Real Estate Litigation Counsel Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman, Joel).(Related document(s) <u>28</u> Application to Employ David Friedberg, Esq. as Special Real Estate Litigation Counsel for the Debtor) Modified on 5/9/2019 (ads). (Entered: 05/07/2019)
05/10/2019		<u>35</u>	Transcript & Notice regarding the hearing held on 04/10/2019. Pursuant to the new policy adopted by the Judicial Conference, transcripts are available for inspection only at the Office of the Clerk or may be purchased from the court transcriber. [Please see the court's website for contact information for the Transcription Service Agency]. (RE: related document(s) <u>20</u> Order Scheduling Initial Case Management Conference). Notice of Intent to Request Redaction Due By 05/17/2019. Redaction Request Due By 05/31/2019. Redacted Transcript Submission Due By 06/10/2019. TRANSCRIPT ACCESS WILL BE ELECTRONICALLY RESTRICTED THROUGH 08/8/2019 AND MAY BE VIEWED AT THE OFFICE OF THE CLERK. (Veritext) (Entered: 05/10/2019)
05/15/2019		<u>36</u>	BNC Certificate of Mailing with Notice of Filing of Official Transcript (BK) Notice Date 05/15/2019. (Admin.) (Entered: 05/16/2019)
05/29/2019			Hearing Held and Adjourned; (related document(s): <u>20</u> Order Scheduling Initial Case Management Conference) Appearances: Stuart Kossar Representing 1414 Utica Avenue Lender LLC, Rachel Wolf from the Office of the United States Trustee, Joel M Shafferman Representing Debtor – Status hearing to be held on 07/17/2019 at 02:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tleonard) (Entered: 05/31/2019)
06/03/2019		<u>37</u>	Chapter 11 Plan dated June 3, 2019 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>1</u> Voluntary Petition (Chapter 11) filed by Debtor Cort & Medas Associates, LLC). (Shafferman, Joel) (Entered: 06/03/2019)
06/03/2019		<u>38</u>	Disclosure Statement Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>1</u> Voluntary Petition (Chapter 11) filed by Debtor Cort & Medas Associates, LLC). (Attachments: # <u>1</u> Exhibit A) (Shafferman, Joel) (Entered: 06/03/2019)
07/01/2019		<u>39</u>	Motion to Use Cash Collateral / <i>Notice of Presentment of Proposed Stipulation and Order Pursuant to 11 U.S.C. §§ 361 &amp; 363 and Fed R. Bank. P. 4001 Providing for the Debtors Use of Cash Collateral and Other Relief between the Debtor, Cort &amp; Medas Associates, LLC and Secured Creditor, 1414 Utica Avenue Lender LLC</i> . Objections to be filed on 7/17/2019 at 4:30 p.m.. Hearing on Objections, if any, will be held on: if an objection is filed, a hearing may be scheduled by the Court. Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC. Order to be presented for signature on 7/24/2019. (Feuerstein, Jerold) (Entered: 07/01/2019)
07/01/2019		<u>40</u>	Amended Notice of Motion/ <i>Presentment of Proposed Stipulation and Order Pursuant to 11 U.S.C. §§ 361 &amp; 363 and Fed R. Bank. P. 4001 Providing for the Debtors Use of Cash Collateral and Other Relief between the Debtor, Cort &amp; Medas Associates, LLC and Secured Creditor, 1414 Utica Avenue Lender LLC</i> . This Notice of Presentment was amended solely to add an exhibit to the proposed order that was previously inadvertently omitted. Objections to be filed on no later than 7/17/19 at



			4:30 p.m. Hearing on Objections, if any, will be held on: if an objection is filed, a hearing may be scheduled by the Court. Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>39</u> Motion to Use Cash Collateral filed by Creditor 1414 Utica Avenue Lender LLC) (Attachments: # <u>1</u> Exhibit A – Budget) (Feuerstein, Jerold) (Entered: 07/01/2019)
07/01/2019		<u>41</u>	Affidavit/Certificate of Service for Amended Notice of Presentment of Proposed Stipulation and Order Pursuant to 11 U.S.C. §§ 361 & 363 and Fed R. Bank. P. 4001 Providing for the Debtors Use of Cash Collateral and Other Relief between the Debtor, Cort & Medas Associates, LLC and Secured Creditor, 1414 Utica Avenue Lender LLC Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>40</u> Amended Notice of Motion/Presentment filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 07/01/2019)
07/10/2019		<u>42</u>	Monthly Operating Report for Filing Period March, 2019 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement March operating report part 2) (Shafferman, Joel) (Entered: 07/10/2019)
07/10/2019		<u>43</u>	Monthly Operating Report for Filing Period April, 2019 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement April operating report part 2) (Shafferman, Joel) (Entered: 07/10/2019)
07/17/2019			Hearing Held and Adjourned; (related document(s): <u>20</u> Order Scheduling Initial Case Management Conference) – <b>Appearances: Stuart Kossar Representing 1414 Utica Avenue Lender LLC, Marylou Martin from the Office of the United States Trustee, Joel M Shafferman Representing Debtor</b> – Status hearing to be held on 09/18/2019 at 02:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tleonard) (Entered: 07/22/2019)
07/25/2019		<u>44</u>	Notice of Proposed Stipulation – Interim Stipulation and Order Pursuant to 11 U.S.C. §§ 361 & 363 and Fed. R. Bankr. P. 4001 Providing for the Debtors Use of Cash Collateral and Other Relief Filed by Stuart L Kossar on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>39</u> Motion to Use Cash Collateral filed by Creditor 1414 Utica Avenue Lender LLC). (Kossar, Stuart) (Entered: 07/25/2019)
07/26/2019		<u>45</u>	Interim Stipulation and Order by and between Attorneys for 1414 Utica Street Lender, LLC and Attorneys for Cort & Medas Associates, LLC Pursuant to 11 U.S.C. §§ 361 & 363 and Fed. R. Bankr. P. 4001 Providing for the Debtor's Use of Cash Collateral and Other Relief; this Stipulation and authorization to use cash collateral hereunder shall terminate at 5:00 p.m. on August 31, 2019 unless extended by the Parties (RE: related document(s) <u>39</u> Motion to Use Cash Collateral, <u>44</u> Motion to Approve Stipulation). Signed on 7/26/2019 (Attachments: # <u>1</u> Exhibit) (ads) (Entered: 07/26/2019)
08/04/2019		<u>46</u>	Transcript & Notice regarding the hearing held on 05/29/19. Pursuant to the new policy adopted by the Judicial Conference, transcripts are available for inspection only at the Office of the Clerk or may be purchased from the court transcriber. [Please see the court's website for contact information for the Transcription Service Agency].. Notice of Intent to Request Redaction Due By 08/12/2019. Redaction Request Due By 08/26/2019. Redacted Transcript Submission Due By 09/4/2019. TRANSCRIPT ACCESS WILL BE ELECTRONICALLY RESTRICTED

			THROUGH 11/4/2019 AND MAY BE VIEWED AT THE OFFICE OF THE CLERK. (Associated Reporters International, Inc) (Entered: 08/04/2019)
08/07/2019		<u>47</u>	BNC Certificate of Mailing with Notice of Filing of Official Transcript (BK) Notice Date 08/07/2019. (Admin.) (Entered: 08/08/2019)
08/12/2019		<u>48</u>	Motion For Approval of Disclosure Statement Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC. Hearing scheduled for 9/18/2019 at 02:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (Shafferman, Joel) (Entered: 08/12/2019)
08/12/2019		<u>49</u>	Affidavit/Certificate of Service of <i>Motion for Approval of Disclosure Statement</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>48</u> Motion to Authorize/Direct filed by Debtor Cort & Medas Associates, LLC) (Attachments: # <u>1</u> Exhibit A) (Shafferman, Joel) (Entered: 08/12/2019)
09/11/2019		<u>50</u>	Objection to <i>Debtor's Motion For Approval of Disclosure Statement and Related Relief</i> Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>48</u> Motion to Authorize/Direct filed by Debtor Cort & Medas Associates, LLC) (Attachments: # <u>1</u> Exhibit A – Third Party Agreement) (Feuerstein, Jerold) (Entered: 09/11/2019)
09/12/2019		<u>51</u>	Affidavit/Certificate of Service / <i>Affidavit of Service</i> , Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>50</u> Objection filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 09/12/2019)
09/16/2019		<u>52</u>	Letter of Adjournment: Hearing rescheduled from September 18, 2019 at 2:30 pm to October 23, 2019 at 2:30 pm Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>20</u> Order Scheduling Initial Case Management Conference, <u>48</u> Motion to Authorize/Direct filed by Debtor Cort & Medas Associates, LLC) (Shafferman, Joel) (Entered: 09/16/2019)
09/18/2019			Adjourned Without Hearing (related document(s): <u>20</u> Order Scheduling Initial Case Management Conference) Status hearing to be held on 10/23/2019 at 02:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tleonard) (Entered: 09/18/2019)
09/18/2019			Adjourned Without Hearing (related document(s): <u>48</u> Motion For Approval of Disclosure Statement.) Hearing scheduled for 10/23/2019 at 02:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tleonard) (Entered: 09/18/2019)
09/27/2019		<u>53</u>	Monthly Operating Report for Filing Period May, 2019 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement Part 2) (Shafferman, Joel) (Entered: 09/27/2019)
09/27/2019		<u>54</u>	Monthly Operating Report for Filing Period June, 2019 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement Part 2) (Shafferman, Joel) (Entered: 09/27/2019)
09/27/2019		<u>55</u>	Monthly Operating Report for Filing Period July, 2019 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement Part 2) (Shafferman, Joel) (Entered: 09/27/2019)

09/27/2019	<u>56</u>	Monthly Operating Report for Filing Period August, 2019 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement Part 2) (Shafferman, Joel) (Entered: 09/27/2019)
10/11/2019	<u>57</u>	Application for Compensation. for Shafferman & Feldman as Attorneys for the Debtor; Fees: &#036 22,040.00 Expenses: &#036 1717.00 as Attorney for the Debtor; Filed by Joel M Shafferman on behalf of Joel M. Shafferman & Feldman LLP. Hearing scheduled for 11/6/2019 at 02:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (Attachments: # <u>1</u> Exhibit A # <u>2</u> Exhibit B) (Shafferman, Joel) (Entered: 10/11/2019)
10/14/2019	<u>58</u>	Chapter 11 Plan dated October 14, 2019 Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC. (Feuerstein, Jerold) (Entered: 10/14/2019)
10/14/2019	<u>59</u>	Disclosure Statement to <i>1414 Utica Avenue Lender LLC's Plan of Reorganization for Debtor</i> Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC. (Attachments: # <u>1</u> Exhibit A – Proposed Ballot) (Feuerstein, Jerold) (Entered: 10/14/2019)
10/17/2019	<u>60</u>	Response <i>Response of Empire State Certified Development Corporation to Disclosure Statement and Reply to 1414 Utica Avenue Lender LLC's Objection</i> Filed by Meghan M. Breen on behalf of Empire State Certified Development Corporation (RE: related document(s) <u>38</u> Disclosure Statement filed by Debtor Cort & Medas Associates, LLC, <u>50</u> Objection filed by Creditor 1414 Utica Avenue Lender LLC) (Attachments: # <u>1</u> Exhibit A to Response) (Breen, Meghan) . (Entered: 10/17/2019)
10/17/2019	<u>61</u>	Notice of Appearance and Request for Notice Filed by Meghan M. Breen on behalf of Empire State Certified Development Corporation (Breen, Meghan) (Entered: 10/17/2019)
10/18/2019	<u>62</u>	Affidavit/Certificate of Service Filed by Meghan M. Breen on behalf of Empire State Certified Development Corporation (RE: related document(s) <u>60</u> Response) (Breen, Meghan) (Entered: 10/18/2019)
10/18/2019	<u>63</u>	Letter of Adjournment: Hearing rescheduled from October 23, 2019 at 2:30 pm to December 11, 2019 at 2:30 pm Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>20</u> Order Scheduling Initial Case Management Conference, <u>48</u> Motion to Authorize/Direct filed by Debtor Cort & Medas Associates, LLC) (Shafferman, Joel) (Entered: 10/18/2019)
10/23/2019		Adjourned Without Hearing (related document(s): <u>20</u> Order Scheduling Initial Case Management Conference) Status hearing to be held on 12/11/2019 at 02:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tleonard) (Entered: 10/31/2019)
10/23/2019		Adjourned Without Hearing (related document(s): <u>48</u> Motion For Approval of Disclosure Statement.) Hearing scheduled for 12/11/2019 at 02:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tleonard) (Entered: 10/31/2019)
10/24/2019	<u>64</u>	Affidavit/Certificate of Service <i>Notice of Hearing of interim fee application</i> Filed by Joel M Shafferman on behalf of Joel M. Shafferman & Feldman LLP (RE: related document(s) <u>57</u> Application for Compensation filed by Attorney Joel M. Shafferman & Feldman LLP) (Attachments: # <u>1</u> Exhibit Notice of Hearing) (Shafferman, Joel) (Entered: 10/24/2019)



10/24/2019		<u>65</u>	Affidavit/Certificate of Service of <i>Interim Fee Application</i> Filed by Joel M Shafferman on behalf of Joel M. Shafferman & Feldman LLP (RE: related document(s) <u>57</u> Application for Compensation filed by Attorney Joel M. Shafferman & Feldman LLP) (Shafferman, Joel) (Entered: 10/24/2019)
11/06/2019			Hearing Held; (related document(s): <u>57</u> Application for Compensation for Shafferman & Feldman as Attorneys for the Debtor; Fees: \$22,040.00 Expenses: \$1717.00 as Attorney for the Debtor.) Appearances: MaryLou Martin from the Office of the United States Trustee, Joel M Shafferman Representing Debtor – Granted; Submit Order (tleonard) (Entered: 11/06/2019)
11/08/2019		<u>66</u>	Motion to Authorize/Direct / <i>Notice of Motion and Application for an Order: (I) Approving Disclosure Statement; (II) Scheduling Hearing on Confirmation of the Plan; and (III) Approving Related Procedures.</i> Objections to be filed on December 4, 2019. Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC. Hearing scheduled for 12/11/2019 at 02:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (Attachments: # <u>1</u> Exhibit A–Disclosure Statement Order # <u>2</u> Exhibit B–Confirmation Hearing Notice # <u>3</u> Exhibit C–Ballot # <u>4</u> Exhibit D–Non–Voting Notice # <u>5</u> Exhibit E–Sales Procedure Order # <u>6</u> Exhibit F–Bidding Procedures # <u>7</u> Exhibit G–Sale Notice) (Feuerstein, Jerold) (Entered: 11/08/2019)
11/11/2019		<u>67</u>	Affidavit/Certificate of Service Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>66</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 11/11/2019)
12/03/2019		<u>68</u>	Application to Employ Rosewood Realty Group as Exclusive Broker for the Debtor . Objections to be filed on 12–17–19 at 10:00 am. Hearing on Objections, if any, will be held on: to be scheduled. Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC. Order to be presented for signature on 12/17/2019. (Attachments: # <u>1</u> Exhibit A) (Shafferman, Joel) (Entered: 12/03/2019)
12/03/2019		<u>69</u>	Affidavit Re: <i>Affidavit of Greg Corbin in Support of Debtor's Application to Employ Rosewood Realty Group as Exclusive Broker for the Debtor</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>68</u> Application to Employ filed by Debtor Cort & Medas Associates, LLC) (Shafferman, Joel) (Entered: 12/03/2019)
12/03/2019		<u>70</u>	First Amended Chapter 11 Plan. signed by Kenrick Cort and Joel Shafferman. dated December 3, 2019 Percentage to be paid to General Unsecured Creditors unknown/to be determined based upon proceeds of auction sale sale proceeds. Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>37</u> Chapter 11 Plan filed by Debtor Cort & Medas Associates, LLC, <u>58</u> Chapter 11 Plan filed by Creditor 1414 Utica Avenue Lender LLC). (Attachments: # <u>1</u> Supplement Redlined Version Comparing Modified Plan with First Amended Plan) (Shafferman, Joel) (Entered: 12/03/2019)
12/03/2019		<u>71</u>	First Amended Disclosure Statement Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>38</u> Disclosure Statement filed by Debtor Cort & Medas Associates, LLC). (Attachments: # <u>1</u> Supplement Redlined Version Comparing Modified Disclosure Statement with First Amended Disclosure Statement) (Shafferman, Joel) (Entered: 12/03/2019)

12/03/2019		<u>72</u>	Amended Application to Employ Rosewood Realty Group as Exclusive Broker for the Debtor Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC. Order to be presented for signature on 12/17/2019. (Shafferman, Joel). (Related document(s) <u>68</u> Application to Employ Rosewood Realty Group as Exclusive Broker for the Debtor). Modified on 12/4/2019 (ads). (Entered: 12/03/2019)
12/04/2019		<u>73</u>	Objection to <i>Motion to Approve Creditor's Disclosure Statement and for Related Relief</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>66</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC) (Attachments: # <u>1</u> Exhibit A Part 1 # <u>2</u> Exhibit A Part 2 # <u>3</u> Exhibit A part 3 # <u>4</u> Exhibit A Part 4 # <u>5</u> Exhibit A part 5 # <u>6</u> Exhibit Exhibit A part 6 # <u>7</u> Exhibit A part 7) (Shafferman, Joel) (Entered: 12/04/2019)
12/04/2019		<u>74</u>	Objection <i>Motion to Approve Creditor's Disclosure Statement and for Related Relief</i> Filed by Meghan M. Breen on behalf of Empire State Certified Development Corporation (RE: related document(s) <u>66</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC) (Attachments: # <u>1</u> Exhibit A # <u>2</u> Exhibit B # <u>3</u> Certificate of Service) (Breen, Meghan) (Entered: 12/04/2019)
12/06/2019		<u>75</u>	Objection <i>Debtors Joinder to the Objection of Empire State Certified Development Corporation to the motion filed by 1414 Utica Avenue Lender LLC seeking approval of its disclosure statement and other relief</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>66</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC) (Attachments: # <u>1</u> Exhibit A # <u>2</u> Exhibit B part 1 # <u>3</u> Exhibit B part 2 # <u>4</u> Exhibit B part 3 # <u>5</u> Exhibit C Part 1 # <u>6</u> Exhibit C Part 2) (Shafferman, Joel) (Entered: 12/06/2019)
12/06/2019		<u>76</u>	Affidavit/Certificate of Service of <i>Notice of Presentment, Proposed Order, Amended Application to Employ Rosewood Realty Group as Exclusive Broker for the Debtor, and Related Affidavit of Greg Corbin</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>72</u> Application to Employ filed by Debtor Cort & Medas Associates, LLC) (Shafferman, Joel) (Entered: 12/06/2019)
12/06/2019		<u>77</u>	Affidavit/Certificate of Service of <i>Debtor's Objection to Motion to Approve Creditor's Disclosure Statement and for Related Relief</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>73</u> Objection filed by Debtor Cort & Medas Associates, LLC) (Shafferman, Joel) (Entered: 12/06/2019)
12/06/2019		<u>78</u>	Affidavit/Certificate of Service of <i>Debtor's Joinder to the Objection of Empire State Certified Development Corporation to the motion filed by 1414 Utica Avenue Lender LLC seeking approval of its disclosure statement and other relief</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>75</u> Objection filed by Debtor Cort & Medas Associates, LLC) (Shafferman, Joel) (Entered: 12/06/2019)
12/10/2019		<u>79</u>	Reply to the <i>Objection of Empire State Certified Development Corporation and in further support of its Motion for approval of Disclosure Statement and Other Requested Relief</i> Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>66</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC) (Attachments: # <u>1</u> Exhibit A – Judgment of Foreclosure and Sale) (Feuerstein, Jerold) (Entered: 12/10/2019)

12/10/2019		<u>80</u>	Reply to Debtor's opposition and in further support of its Motion for approval of Disclosure Statement and Other Requested Relief Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>66</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC, <u>73</u> Objection filed by Debtor Cort & Medas Associates, LLC) (Feuerstein, Jerold) (Entered: 12/10/2019)
12/11/2019		<u>81</u>	Affidavit/Certificate of Service Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>79</u> Reply filed by Creditor 1414 Utica Avenue Lender LLC, <u>80</u> Reply filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 12/11/2019)
12/11/2019			Hearing Held and Adjourned; (related document(s): <u>20</u> Order Scheduling Initial Case Management Conference) – Appearances: Meghan M. Breen Representing Empire State Certified Development Corp, Stuart L Kossar Representing 1414 Utica Avenue Lender LLC, Nazar Khodorovsky from the Office of the United States Trustee, Joel M Shafferman Representing Debtor – Status hearing to be held on 01/15/2020 at 02:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tleonard) (Entered: 12/15/2019)
12/11/2019			Hearing Held and Adjourned; (related document(s): <u>66</u> Motion and Application for an Order: (I) Approving Disclosure Statement; (II) Scheduling Hearing on Confirmation of the Plan; and (III) Approving Related Procedures.) – Appearances: Meghan M. Breen Representing Empire State Certified Development Corp, Stuart L Kossar Representing 1414 Utica Avenue Lender LLC, Nazar Khodorovsky from the Office of the United States Trustee, Joel M Shafferman Representing Debtor – Hearing scheduled for 01/15/2020 at 02:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY – Court to issue scheduling Order (tleonard) (Entered: 12/15/2019)
12/11/2019			Hearing Held; (related document(s): <u>48</u> Motion For Approval of Disclosure Statement.) – Appearances: Meghan M. Breen Representing Empire State Certified Development Corp, Stuart L Kossar Representing 1414 Utica Avenue Lender LLC, Nazar Khodorovsky from the Office of the United States Trustee, Joel M Shafferman Representing Debtor – See Document #66 (tleonard) (Entered: 12/15/2019)
12/15/2019		<u>82</u>	Monthly Operating Report for Filing Period October, 2019 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Part 2) (Shafferman, Joel) (Entered: 12/15/2019)
12/15/2019		<u>83</u>	Monthly Operating Report for Filing Period November, 2019 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Part 2) (Shafferman, Joel) (Entered: 12/15/2019)
12/19/2019		<u>84</u>	Scheduling Order; 1414 Utica shall file any brief on the issue of subordination and the inter-creditor agreement by December 20, 2019; ESCDC shall file any brief in response by January 8, 2020; the Debtor shall file any revised Plan and Disclosure Statement by January 8, 2020; a hearing shall be held on January 15, 2020 at 2:00 P.M. (RE: related document(s) <u>66</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC). Signed on 12/19/2019 (ads) (Entered: 12/20/2019)
12/19/2019			Plan or Disclosure Statement Deadline Updated. Chapter 11 Plan due by 1/8/2020. Disclosure Statement due by 1/8/2020. (ads) (Entered: 12/20/2019)

12/20/2019		<u>85</u>	Response <i>/Supplemental Brief</i> Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>66</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC, <u>74</u> Objection filed by Creditor Empire State Certified Development Corporation, <u>79</u> Reply filed by Creditor 1414 Utica Avenue Lender LLC) (Attachments: # <u>1</u> Exhibit A – Note # <u>2</u> Exhibit B – Mortgage # <u>3</u> Exhibit C – Guaranty # <u>4</u> Exhibit D – Security Agreement # <u>5</u> Exhibit E – Third Party Lender Agreement # <u>6</u> Exhibit F – Valley Assignment # <u>7</u> Exhibit G – VNB Corp. Assignment # <u>8</u> Exhibit Exhibit H – Certificate of Amendment # <u>9</u> Exhibit I – 1414 Utica Assignment # <u>10</u> Exhibit K – Complaint # <u>11</u> Exhibit L – Letter # <u>12</u> Exhibit M – NYSCEF printout # <u>13</u> Exhibit N – Affidavit of Service # <u>14</u> Exhibit O – NoA and waiver # <u>15</u> Exhibit P – JFS # <u>16</u> Exhibit Q – Stip of Forbearance # <u>17</u> Exhibit R – Forbearance Extension) (Feuerstein, Jerold) (Entered: 12/20/2019)
12/22/2019		<u>86</u>	BNC Certificate of Mailing with Application/Notice/Order Notice Date 12/22/2019. (Admin.) (Entered: 12/23/2019)
12/23/2019		<u>87</u>	Affidavit/Certificate of Service Filed by Stuart L Kossar on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>85</u> Response filed by Creditor 1414 Utica Avenue Lender LLC) (Kossar, Stuart) (Entered: 12/23/2019)
12/23/2019		<u>88</u>	Transcript & Notice regarding the hearing held on 12/11/19. Pursuant to the new policy adopted by the Judicial Conference, transcripts are available for inspection only at the Office of the Clerk or may be purchased from the court transcriber. [Please see the court's website for contact information for the Transcription Service Agency]. (RE: related document(s) <u>4</u> Deficient Filing Chapter 11, <u>48</u> Motion to Authorize/Direct, <u>66</u> Motion to Authorize/Direct). Notice of Intent to Request Redaction Due By 12/30/2019. Redaction Request Due By 01/13/2020. Redacted Transcript Submission Due By 01/23/2020. TRANSCRIPT ACCESS WILL BE ELECTRONICALLY RESTRICTED THROUGH 03/23/2020 AND MAY BE VIEWED AT THE OFFICE OF THE CLERK. (eScribers LLC) (Entered: 12/23/2019)
12/28/2019		<u>89</u>	BNC Certificate of Mailing with Notice of Filing of Official Transcript (BK) Notice Date 12/28/2019. (Admin.) (Entered: 12/29/2019)
01/03/2020		<u>90</u>	First Amended Chapter 11 Plan. signed by Kenrick Cort and Joel Shafferman. dated January 2, 2020 Percentage to be paid to General Unsecured Creditors unknown based upon sale proceeds. Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>70</u> Amended Chapter 11 Plan filed by Debtor Cort & Medas Associates, LLC). (Attachments: # <u>1</u> Supplement Redlined Version Comparing First Amended Plan with First Amended Plan, As Modified) (Shafferman, Joel) (Entered: 01/03/2020)
01/03/2020		<u>91</u>	First Amended Disclosure Statement , <i>As Modified</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>38</u> Disclosure Statement filed by Debtor Cort & Medas Associates, LLC). (Attachments: # <u>1</u> Supplement Redlined Version Comparing First Amended Disclosure Statement with First Amended Disclosure Statement, As Modified) (Shafferman, Joel) (Entered: 01/03/2020)
01/08/2020		<u>92</u>	Response <i>Brief Regarding Priority of Default Rate Interest</i> Filed by Meghan M. Breen on behalf of Empire State Certified Development Corporation (RE: related document(s) <u>85</u> Response filed by Creditor 1414 Utica Avenue Lender LLC) (Breen, Meghan) (Entered: 01/08/2020)

01/08/2020		<u>93</u>	Affidavit/Certificate of Service Filed by Meghan M. Breen on behalf of Empire State Certified Development Corporation (RE: related document(s) <u>92</u> Response filed by Creditor Empire State Certified Development Corporation) (Breen, Meghan) (Entered: 01/08/2020)
01/10/2020		<u>94</u>	Letter of Adjournment: Hearing rescheduled from 01/15/2020 at 2:00 p.m. to 02/19/2020 at 3:00 p.m. Filed by Stuart L Kossar on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>20</u> Order Scheduling Initial Case Management Conference, <u>66</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC, <u>90</u> Amended Chapter 11 Plan filed by Debtor Cort & Medas Associates, LLC, <u>91</u> Amended Disclosure Statement filed by Debtor Cort & Medas Associates, LLC) (Kossar, Stuart) (Entered: 01/10/2020)
01/15/2020			Adjourned Without Hearing (related document(s): <u>20</u> Order Scheduling Initial Case Management Conference) Status hearing to be held on 02/19/2020 at 03:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tleonard) (Entered: 01/23/2020)
01/15/2020			Adjourned Without Hearing (related document(s): <u>66</u> Motion and Application for an Order: (I) Approving Disclosure Statement; (II) Scheduling Hearing on Confirmation of the Plan; and (III) Approving Related Procedures.) Hearing scheduled for 02/19/2020 at 03:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tleonard) (Entered: 01/23/2020)
02/06/2020		<u>95</u>	Order Granting Application for Allowance of Interim Compensation and Reimbursement of Expenses for Shafferman & Feldman LLP, Debtor's Attorney, fees awarded: \$17,632.00, expenses awarded: \$1,717.00 (RE: related document(s) <u>57</u> Application for Compensation filed by Attorney Joel M. Shafferman & Feldman LLP). Signed on 2/6/2020 (Attachments: # <u>1</u> Exhibit) (ads) (Entered: 02/07/2020)
02/06/2020		<u>96</u>	Order Authorizing the Retention of Rosewood Realty Group as exclusive real estate broker to the Debtor (Related Doc # <u>72</u> ) Signed on 2/6/2020. (ads) (Entered: 02/07/2020)
02/18/2020		<u>97</u>	Monthly Operating Report for Filing Period December, 2019 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement part 1) (Shafferman, Joel) (Entered: 02/18/2020)
02/18/2020		<u>98</u>	Monthly Operating Report for Filing Period January, 2020 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement Part 2) (Shafferman, Joel) (Entered: 02/18/2020)
02/19/2020			Hearing Held and Adjourned; (related document(s): <u>20</u> Order Scheduling Initial Case Management Conference) – Appearances: Meghan M. Breen Representing Creditor, Stuart L Kossar Representing 1414 Utica Avenue Lender, Reema Lateef from the Office of the United States Trustee, Joel M Shafferman Representing Debtor – Status hearing to be held on 05/13/2020 at 02:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY (tleonard) (Entered: 02/21/2020)
02/19/2020			Hearing Held; (related document(s): <u>66</u> Motion and Application for an Order: (I) Approving Disclosure Statement; (II) Scheduling Hearing on Confirmation of the Plan; and (III) Approving Related Procedures.) – Appearances: Meghan M. Breen Representing Creditor, Stuart L Kossar Representing 1414 Utica Avenue Lender, Reema Lateef from the Office of the United States Trustee, Joel M Shafferman Representing Debtor –



			Granted; Submit Order by 4/1/2020 (tleonard) (Entered: 02/21/2020)
02/28/2020		<u>99</u>	Transcript & Notice regarding the hearing held on 02/19/20. Pursuant to the new policy adopted by the Judicial Conference, transcripts are available for inspection only at the Office of the Clerk or may be purchased from the court transcriber. [Please see the court's website for contact information for the Transcription Service Agency]. (RE: related document(s) <u>20</u> Order Scheduling Initial Case Management Conference, <u>66</u> Motion to Authorize/Direct). Notice of Intent to Request Redaction Due By 03/6/2020. Redaction Request Due By 03/20/2020. Redacted Transcript Submission Due By 03/30/2020. TRANSCRIPT ACCESS WILL BE ELECTRONICALLY RESTRICTED THROUGH 05/28/2020 AND MAY BE VIEWED AT THE OFFICE OF THE CLERK. (eScribers LLC) (Entered: 02/28/2020)
03/04/2020		<u>100</u>	BNC Certificate of Mailing with Notice of Filing of Official Transcript (BK) Notice Date 03/04/2020. (Admin.) (Entered: 03/05/2020)
03/31/2020		<u>101</u>	<i>Letter Requesting Extension of Time to Submit Order Approving Disclosure Statement</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman, Joel) (Entered: 03/31/2020)
04/15/2020		<u>102</u>	<i>Letter to Judge Craig Requesting Extension to May 1, 2020</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman, Joel) (Entered: 04/15/2020)
04/25/2020		<u>103</u>	Monthly Operating Report for Filing Period February, 2020 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement Part 2) (Shafferman, Joel) (Entered: 04/25/2020)
04/25/2020		<u>104</u>	Monthly Operating Report for Filing Period March, 2020 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement Part 2) (Shafferman, Joel) (Entered: 04/25/2020)
04/29/2020		<u>105</u>	Notice of Assignment of Claim. Transferor: New York City Dept of Finance (Claim No. 2) To NYCTL 2019-A Trust Fee Amount \$25 Filed by Nickolas Karavolas on behalf of NYCTL 2019-A Trust. (Karavolas, Nickolas) (Entered: 04/29/2020)
04/29/2020			Receipt of Transfer of Claim(1-19-41313-cec) [claims,trclm] ( 25.00) Filing Fee. Receipt number 19216843. Fee amount 25.00. (re: Doc# <u>105</u> ) (U.S. Treasury) (Entered: 04/29/2020)
04/29/2020		<u>106</u>	Notice of Assignment of Claim. Transfer Agreement 3001 (e) 2 Transferor: New York City Dept. of Finance (Claim No. 5) To NYCTL 2019-A Trust Fee Amount \$25 Filed by Nickolas Karavolas on behalf of NYCTL 2019-A Trust. (Karavolas, Nickolas) (Entered: 04/29/2020)
04/29/2020			Receipt of Transfer of Claim(1-19-41313-cec) [claims,trclm] ( 25.00) Filing Fee. Receipt number 19216881. Fee amount 25.00. (re: Doc# <u>106</u> ) (U.S. Treasury) (Entered: 04/29/2020)
04/29/2020		<u>107</u>	Notice of Appearance and Request for Notice Filed by Nickolas Karavolas on behalf of NYCTL 2019-A Trust (Karavolas, Nickolas) (Entered: 04/29/2020)
05/01/2020		<u>108</u>	<i>Letter to Judge Craig Requesting Extension of Deadline</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Shafferman,

			Joel) (Entered: 05/01/2020)
05/02/2020		<u>109</u>	BNC Certificate of Mailing with Notice of Assignment of Claim Notice Date 05/02/2020. (Admin.) (Entered: 05/03/2020)
05/02/2020		<u>110</u>	BNC Certificate of Mailing with Notice of Assignment of Claim Notice Date 05/02/2020. (Admin.) (Entered: 05/03/2020)
05/12/2020		<u>111</u>	Motion to Authorize/Direct <i>Application for entry of an Order Determining the Priority, Nature and Amount of its Claim and Priority, Nature and Amount/Objection to the Claim of Subordinate Mortgagee, Empire State Certified Development Corp.</i> . Objections to be filed on 6/18/2020. Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC. Hearing scheduled for 6/25/2020 at 11:00 AM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (Attachments: # <u>1</u> Application for entry of an Order # <u>2</u> Exhibit A Indorsed Note # <u>3</u> Exhibit B Mortgage # <u>4</u> Exhibit C Guarantee # <u>5</u> Exhibit D Mortgage_and_Security_Agreement # <u>6</u> Exhibit E Third_Party_Lender_Agreement # <u>7</u> Exhibit F Valley_Assignment # <u>8</u> Exhibit G VNB_Corp_Assignment # <u>9</u> Exhibit H Certificate of Merger # <u>10</u> Exhibit I 1414 Utica_Assignment # <u>11</u> Exhibit J 1414_Lender_Assignment_of_Foreclosure_Action # <u>12</u> Exhibit K Filed_S&C_w_exhibits 1-50 # <u>13</u> Exhibit K Filed_S&C_w_exhibits 51-100 # <u>14</u> Exhibit K Filed_S&C_w_exhibits 101-150 # <u>15</u> Exhibit K Filed_S&C_w_exhibits 151-200 # <u>16</u> Exhibit K Filed_S&C_w_exhibits 201-238 # <u>17</u> Exhibit L ESCDC_Default_Notification # <u>18</u> Exhibit M NYSECF_No_# <u>19</u> Exhibit N AOS # <u>20</u> Exhibit O NOA_Waiver # <u>21</u> Exhibit P AOS_for_Default_Judgment_to_SBA_10_19_15 # <u>22</u> Exhibit Q NOE_w_Default_Judgment_Order 1-4 # <u>23</u> Exhibit Q NOE_w_Default_Judgment_Order 5-6 # <u>24</u> Exhibit Q NOE_w_Default_Judgment_Order 7-8 # <u>25</u> Exhibit R NOE_w_AOS # <u>26</u> Exhibit S Referee_s_Report # <u>27</u> Exhibit T NOE_w_Substitution # <u>28</u> Exhibit U JFS # <u>29</u> Exhibit V NOE_w_JFS # <u>30</u> Exhibit W Signed_Forbearance_Utica_Avenue_-_MAV_signed # <u>31</u> Exhibit X Denial_of_Second_TRO # <u>32</u> Exhibit Y Sale_Extension_Order # <u>33</u> Exhibit Z Pay_history_indebtedness) (Feuerstein, Jerold) (Entered: 05/12/2020)
05/12/2020		<u>112</u>	Memorandum of Law in Support Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>111</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 05/12/2020)
05/13/2020			Telephonic Hearing Held and Adjourned; (related document(s): <u>20</u> Order Scheduling Initial Case Management Conference) Appearances: Meghan M. Breen Representing Creditor, Stuart L Kossar Representing Creditor, Reema Lateef from the Office of the United States Trustee, Joel M Shafferman Representing Debtor – Status hearing to be held on 06/24/2020 at 03:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (tleonard) (Entered: 05/13/2020)
05/14/2020		<u>113</u>	Amended Notice of Motion/Presentment . Objections to be filed on 06/17/2020. Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>111</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC) Hearing scheduled for 6/24/2020 at 03:30 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (Feuerstein, Jerold) (Entered: 05/14/2020)
05/20/2020		<u>114</u>	Affidavit/Certificate of Service Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>111</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC, <u>112</u>

			Memorandum of Law in Support filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 05/20/2020)
05/21/2020		<u>115</u>	Affidavit/Certificate of Service Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>111</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC, <u>112</u> Memorandum of Law in Support filed by Creditor 1414 Utica Avenue Lender LLC, <u>113</u> Amended Notice of Motion/Presentment filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 05/21/2020)
06/17/2020		<u>116</u>	Response <i>Brief to Application of 1414 Utica Avenue Lender LLC to Determine Priority, Nature and Amount of Claims</i> Filed by Meghan M. Breen on behalf of Empire State Certified Development Corporation (RE: related document(s) <u>111</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC, <u>112</u> Memorandum of Law in Support filed by Creditor 1414 Utica Avenue Lender LLC) (Attachments: # <u>1</u> Exhibit # <u>2</u> Certificate of Service) (Breen, Meghan) (Entered: 06/17/2020)
06/17/2020		<u>117</u>	Transcript & Notice regarding the hearing held on 05/13/2020. Pursuant to the new policy adopted by the Judicial Conference, transcripts are available for inspection only at the Office of the Clerk or may be purchased from the court transcriber. [Please see the court's website for contact information for the Transcription Service Agency]. (RE: related document(s) <u>20</u> Order Scheduling Initial Case Management Conference). Notice of Intent to Request Redaction Due By 06/24/2020. Redaction Request Due By 07/8/2020. Redacted Transcript Submission Due By 07/20/2020. TRANSCRIPT ACCESS WILL BE ELECTRONICALLY RESTRICTED THROUGH 09/15/2020 AND MAY BE VIEWED AT THE OFFICE OF THE CLERK. (Veritext) (Entered: 06/17/2020)
06/20/2020		<u>118</u>	BNC Certificate of Mailing with Notice of Filing of Official Transcript (BK) Notice Date 06/20/2020. (Admin.) (Entered: 06/21/2020)
06/22/2020		<u>119</u>	Monthly Operating Report for Filing Period April, 2020 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement part 2) (Shafferman, Joel) (Entered: 06/22/2020)
06/22/2020		<u>120</u>	Monthly Operating Report for Filing Period May, 2020 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement part 2 # <u>2</u> Supplement part 3) (Shafferman, Joel) (Entered: 06/22/2020)
06/24/2020		<u>121</u>	Reply to the Response of Empire State Development Corporation and in further support of its Motion for Entry of an Order Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>116</u> Response filed by Creditor Empire State Certified Development Corporation) (Feuerstein, Jerold) (Entered: 06/24/2020)
06/24/2020		<u>122</u>	Affidavit/Certificate of Service Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>121</u> Reply filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 06/24/2020)
06/24/2020		<u>123</u>	Affidavit/Certificate of Service Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>121</u> Reply filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 06/24/2020)

06/24/2020			Hearing Held and Adjourned; Appearances: Joel Shafferman Representing Debtor, Megan Breen Representing Creditor, Stuart Kossar Representing Creditor, Nazar Khodorovsky from the United States Trustee – Status hearing to be held on 08/05/2020 at 03:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY – (related document(s): <u>20</u> Order Scheduling Initial Case Management Conference) – Court to issue scheduling (tml). (Entered: 06/25/2020)
06/24/2020			Hearing Held; Appearances: Joel Shafferman Representing Debtor, Megan Breen Representing Creditor, Stuart Kossar Representing Creditor, Nazar Khodorovsky from the United States Trustee (RE: related document(s) <u>111</u> Motion to Authorize/Direct Application for entry of an Order Determining the Priority, Nature and Amount of its Claim and Priority, Nature and Amount/Objection to the Claim of Subordinate Mortgagee, Empire State Certified Development Corp.) – Denied (tml) (Entered: 06/25/2020)
07/02/2020		<u>124</u>	Scheduling Order; Cort & Medas Associates, LLC shall file a proposed plan, proposed disclosure statement, a motion seeking approval of the proposed disclosure statement, and a motion to approve bidding procedures on or before July 8, 2020; the proposed plan, proposed disclosure statement, and notice of the Disclosure Statement Hearing shall be served in accordance with Bankruptcy Rules 2002(b) and 3017(a); proof of service in accordance with this Order shall be filed on or before July 15, 2020. (RE: related document(s) <u>48</u> Motion, <u>71</u> Amended Disclosure Statement filed by Debtor Cort & Medas Associates, LLC). Signed on 7/2/2020. Hearing scheduled for 8/5/2020 at 03:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (ads) (Entered: 07/02/2020)
07/02/2020		<u>125</u>	Transcript & Notice regarding the hearing held on 06/24/20. Pursuant to the new policy adopted by the Judicial Conference, transcripts are available for inspection only at the Office of the Clerk or may be purchased from the court transcriber. [Please see the court's website for contact information for the Transcription Service Agency]. (RE: related document(s) <u>20</u> Order Scheduling Initial Case Management Conference, <u>111</u> Motion to Authorize/Direct). Notice of Intent to Request Redaction Due By 07/9/2020. Redaction Request Due By 07/23/2020. Redacted Transcript Submission Due By 08/3/2020. TRANSCRIPT ACCESS WILL BE ELECTRONICALLY RESTRICTED THROUGH 09/30/2020 AND MAY BE VIEWED AT THE OFFICE OF THE CLERK. (J&J Court Transcribers Inc) (Entered: 07/02/2020)
07/04/2020		<u>126</u>	BNC Certificate of Mailing with Application/Notice/Order Notice Date 07/04/2020. (Admin.) (Entered: 07/05/2020)
07/08/2020		<u>127</u>	Motion to Sell Property of the Estate Free and Clear of Liens under 11 U.S.C 363(f) <i>Sales Procedures Motion With Respect to real properties known as and located at 1376 and 1414 Utica Avenue, Brooklyn, New York 11203 (Block: 4784, Lots: 20 &amp; 35)</i> . Objections if any, to be filed by: 7/29/20.. Fee Amount \$181. Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC. Hearing scheduled for 8/5/2020 at 03:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (Shafferman, Joel) (Entered: 07/08/2020)
07/08/2020			Receipt of Motion to Sell Property of the Estate Free and Clear of Liens under 11 U.S.C 363(f)(1–19–41313–cec) [motion,msfcl] ( 181.00) Filing Fee. Receipt number 19388366. Fee amount 181.00. (re: Doc# <u>127</u> ) (U.S. Treasury) (Entered: 07/08/2020)

07/08/2020		<u>128</u>	Motion to Authorize/Direct <i>Motion For Approval of Disclosure Statement</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC. Hearing scheduled for 8/5/2020 at 03:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (Shafferman, Joel) (Entered: 07/08/2020)
07/08/2020		<u>129</u>	Second Amended Chapter 11 Plan. signed by Kenrick Cort and Joel Shafferman. dated July 8, 2020 Percentage to be paid to General Unsecured Creditors unknown based upon refinancing or sale proceeds. Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>90</u> Amended Chapter 11 Plan filed by Debtor Cort & Medas Associates, LLC). (Shafferman, Joel) (Entered: 07/08/2020)
07/08/2020		<u>130</u>	Second Amended Disclosure Statement Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>59</u> Disclosure Statement filed by Creditor 1414 Utica Avenue Lender LLC). (Shafferman, Joel) (Entered: 07/08/2020)
07/08/2020		<u>131</u>	BNC Certificate of Mailing with Notice of Filing of Official Transcript (BK) Notice Date 07/08/2020. (Admin.) (Entered: 07/09/2020)
07/16/2020		<u>132</u>	Second Amended Disclosure Statement , <i>As Modified</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>59</u> Disclosure Statement filed by Creditor 1414 Utica Avenue Lender LLC). (Attachments: # <u>1</u> Exhibit A) (Shafferman, Joel) (Entered: 07/16/2020)
07/20/2020		<u>133</u>	Notice of Settlement of Proposed Order; Order to be settled for July 24, 2020 at noon Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>111</u> Motion to Authorize/Direct filed by Creditor 1414 Utica Avenue Lender LLC) (Shafferman, Joel) (Entered: 07/20/2020)
07/24/2020		<u>134</u>	Statement <i>in Support of Counter Order</i> Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (Attachments: # <u>1</u> Exhibit A – Transcript # <u>2</u> Exhibit B – Counter Order) (Feuerstein, Jerold) (Entered: 07/24/2020)
07/24/2020		<u>135</u>	Affidavit/Certificate of Service Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>134</u> Statement filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 07/24/2020)
07/29/2020		<u>136</u>	Transcript & Notice regarding the hearing held on 06/24/2020. Pursuant to the new policy adopted by the Judicial Conference, transcripts are available for inspection only at the Office of the Clerk or may be purchased from the court transcriber. [Please see the court's website for contact information for the Transcription Service Agency]. (RE: related document(s) <u>20</u> Order Scheduling Initial Case Management Conference, <u>111</u> Motion to Authorize/Direct). Notice of Intent to Request Redaction Due By 08/5/2020. Redaction Request Due By 08/19/2020. Redacted Transcript Submission Due By 08/31/2020. TRANSCRIPT ACCESS WILL BE ELECTRONICALLY RESTRICTED THROUGH 10/27/2020 AND MAY BE VIEWED AT THE OFFICE OF THE CLERK. (Veritext) (Entered: 07/29/2020)
07/29/2020		<u>137</u>	Omnibus Objection Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>128</u> Motion to Authorize/Direct filed by Debtor Cort & Medas Associates, LLC)



			(Feuerstein, Jerold) (Entered: 07/29/2020)
07/29/2020		<u>138</u>	Affidavit/Certificate of Service Filed by Jerold C Feuerstein on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>137</u> Objection filed by Creditor 1414 Utica Avenue Lender LLC) (Feuerstein, Jerold) (Entered: 07/29/2020)
07/30/2020		<u>139</u>	Response <i>Reservation of Rights with Respect to Sale Motion</i> Filed by Meghan M. Breen on behalf of Empire State Certified Development Corporation (RE: related document(s) <u>127</u> Motion to Sell Property of the Estate Free and Clear of Liens under 11 U.S.C 363(f) filed by Debtor Cort & Medas Associates, LLC) (Breen, Meghan) (Entered: 07/30/2020)
07/30/2020		<u>140</u>	Affidavit/Certificate of Service Filed by Meghan M. Breen on behalf of Empire State Certified Development Corporation (RE: related document(s) <u>139</u> Response filed by Creditor Empire State Certified Development Corporation) (Breen, Meghan) (Entered: 07/30/2020)
08/01/2020		<u>141</u>	BNC Certificate of Mailing with Notice of Filing of Official Transcript (BK) Notice Date 08/01/2020. (Admin.) (Entered: 08/02/2020)
08/04/2020		<u>142</u>	Response to 1414 Lender's Omnibus Objection Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>137</u> Objection filed by Creditor 1414 Utica Avenue Lender LLC) (Attachments: # <u>1</u> Exhibit A Part 1 # <u>2</u> Exhibit A Part 2 # <u>3</u> Exhibit A part 3 # <u>4</u> Exhibit A Part 4 # <u>5</u> Exhibit A part 5 # <u>6</u> Exhibit Exhibit A part 6 # <u>7</u> Exhibit A part 7 # <u>8</u> Exhibit B) (Shafferman, Joel) (Entered: 08/04/2020)
08/05/2020		<u>143</u>	Monthly Operating Report for Filing Period June, 2020 Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (Attachments: # <u>1</u> Supplement Part 2) (Shafferman, Joel) (Entered: 08/05/2020)
08/05/2020			Hearing Held and Adjourned; Appearances: Meghan M. Breen Representing Creditor, Stuart L Kossar Representing Creditor, Rachel Wolf from the Office of the United States Trustee, Joel M Shafferman Representing Debtor, Counsel for Attorney Revenue Service – Status hearing to be held on 09/16/2020 at 03:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (RE: Related Document <u>20</u> Order Scheduling Initial Case Management Conference.) (tml) (Entered: 08/06/2020)
08/05/2020			Hearing Held; Appearances: Meghan M. Breen Representing Creditor, Stuart L Kossar Representing Creditor, Rachel Wolf from the Office of the United States Trustee, Joel M Shafferman Representing Debtor, Counsel for Attorney Revenue Service – (RE: related document(s) <u>124</u> Scheduling Order; Cort & Medas Associates, LLC shall file a proposed plan, proposed disclosure statement, a motion seeking approval of the proposed disclosure statement, and a motion to approve bidding procedures; the proposed plan, proposed disclosure statement, and notice of the Disclosure Statement) – Court to issue amended scheduling order (tml) (Entered: 08/06/2020)
08/05/2020			Hearing Held and Adjourned; Appearances: Meghan M. Breen Representing Creditor, Stuart L Kossar Representing Creditor, Rachel Wolf from the Office of the United States Trustee, Joel M Shafferman Representing Debtor, Counsel for Attorney Revenue Service – Hearing scheduled for 09/16/2020 at 03:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY.(RE: related document(s) <u>127</u> Motion to Sell Property of

			the Estate Free and Clear of Liens under 11 U.S.C 363(f) Filed by Debtor Cort & Medas Associates, LLC) – Amended Motion to be filed (tml) (Entered: 08/06/2020)
08/05/2020			Hearing Held and Adjourned; Appearances: Meghan M. Breen Representing Creditor, Stuart L Kossar Representing Creditor, Rachel Wolf from the Office of the United States Trustee, Joel M Shafferman Representing Debtor, Counsel for Attorney Revenue Service – Hearing scheduled for 09/16/2020 at 03:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY.(RE: related document(s) <u>128</u> Motion to Authorize/Direct Motion For Approval of Disclosure Statement Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC.) (tml) (Entered: 08/06/2020)
08/08/2020		<u>144</u>	Affidavit/Certificate of Service of <i>Motion for Approval of Disclosure Statement</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>128</u> Motion to Authorize/Direct filed by Debtor Cort & Medas Associates, LLC) (Shafferman, Joel) (Entered: 08/08/2020)
08/08/2020		<u>145</u>	Affidavit/Certificate of Service of <i>Motion to Sell Property of the Estate Free and Clear of Liens under 11 U.S.C 363(f) Sales Procedures Motion With Respect to real properties known as and located at 1376 and 1414 Utica Avenue, Brooklyn, New York 11203 (Block: 4784, Lots: 20 &amp; 35).</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>127</u> Motion to Sell Property of the Estate Free and Clear of Liens under 11 U.S.C 363(f) filed by Debtor Cort & Medas Associates, LLC) (Shafferman, Joel) (Entered: 08/08/2020)
08/10/2020		<u>146</u>	Order Denying Motion To Authorize/Direct Application for entry of an Order Determining the Priority, Nature and Amount of its Claim and Priority, Nature and Amount/Objection to the Claim of Subordinate Mortgagee, Empire State Certified Development Corp, (Related Doc # <u>111</u> ) Signed on 8/10/2020. (sem) (Entered: 08/10/2020)
08/10/2020		<u>147</u>	Amended Scheduling Order. It is hereby Ordered, that Cort & Medas Associates, LLC (the Debtor) shall file an amended plan, amended disclosure statement, including a commitment letter from any lender, and an amended motion to approve bidding procedures by close of business on August 13, 2020, with accompanying redlines; and it is further Ordered, that pending approval of the Disclosure Statement on August 17, 2020, a confirmation hearing will be held before the Honorable Carla E. Craig on September 16, 2020 at 3:00 p.m. (RE: related document(s) <u>48</u> Motion to Authorize/Direct filed by Debtor Cort & Medas Associates, LLC, <u>132</u> Amended Disclosure Statement filed by Debtor Cort & Medas Associates, LLC). Signed on 8/10/2020Hearing scheduled for 9/16/2020 at 03:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (sem) (Entered: 08/11/2020)
08/13/2020		<u>148</u>	Second Amended Chapter 11 Plan, <i>As Modified</i> . signed by Kenrick Cort and Joel Shafferman. dated August 13, 2020 Percentage to be paid to General Unsecured Creditors 50%. Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>129</u> Amended Chapter 11 Plan filed by Debtor Cort & Medas Associates, LLC). (Shafferman, Joel) Modified on 8/14/2020 for clarification. (jmf). (Entered: 08/13/2020)
08/13/2020		<u>149</u>	Second Amended Chapter 11 Plan, <i>As Modified</i> . signed by Kenrick Cort and Joel Shafferman dated August 13, 2020. Percentage to be paid to General Unsecured Creditors 50%. Filed by Joel M Shafferman on behalf

			of Cort & Medas Associates, LLC (RE: related document(s) <u>148</u> Amended Chapter 11 Plan filed by Debtor Cort & Medas Associates, LLC). (Shafferman, Joel) Modified on 8/14/2020 for clarification and to add date (jmf). (Entered: 08/13/2020)
08/13/2020		<u>150</u>	Second Amended Disclosure Statement, <i>As Modified</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>59</u> Disclosure Statement filed by Creditor 1414 Utica Avenue Lender LLC). (Attachments: # <u>1</u> Exhibit A # <u>2</u> Exhibit B) (Shafferman, Joel) Modified on 8/14/2020 for clarification (jmf). (Entered: 08/13/2020)
08/13/2020		<u>151</u>	Second Amended Disclosure Statement, <i>As Modified</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) Update Plan or Disclosure Statement Deadlines). (Attachments: # <u>1</u> Exhibit A # <u>2</u> Exhibit B # <u>3</u> Supplement Redlined) (Shafferman, Joel) Modified on 8/14/2020 for clarification. (jmf) (Entered: 08/13/2020)
08/18/2020			Conference Scheduled; Conference scheduled for 8/18/2020 at 04:00 PM at Courtroom 3529 (Judge Craig), Brooklyn, NY. (RE: related document(s) <u>149</u> Amended Chapter 11 Plan, <u>151</u> Disclosure Statement) (tml) (Entered: 08/18/2020)
08/18/2020			Hearing Held; (related document(s): <u>149</u> Amended Chapter 11 Plan ) – Appearances: Meghan M. Breen Representing Creditor, Stuart L Kossar Representing Creditor, Rachel Wolf from the Office of the United States Trustee, Joel M Shafferman Representing Debtor – Submit Revised disclosure statement and bidding procedures by 8/21/2020 (tleonard) (Entered: 08/21/2020)
08/18/2020			Hearing Held; (related document(s): <u>151</u> Second Amended Disclosure Statement, <i>As Modified</i> ) – Appearances: Meghan M. Breen Representing Creditor, Stuart L Kossar Representing Creditor, Rachel Wolf from the Office of the United States Trustee, Joel M Shafferman Representing Debtor – Submit Revised disclosure statement and bidding procedures by 8/21/2020 (tleonard) (Entered: 08/21/2020)
08/20/2020		<u>152</u>	Transcript & Notice regarding the hearing held on 08/05/20. Pursuant to the new policy adopted by the Judicial Conference, transcripts are available for inspection only at the Office of the Clerk or may be purchased from the court transcriber. [Please see the court's website for contact information for the Transcription Service Agency]. (RE: related document(s) <u>20</u> Order Scheduling Initial Case Management Conference, <u>124</u> Order to Schedule Hearing (Generic), <u>127</u> Motion to Sell Property of the Estate Free and Clear of Liens under 11 U.S.C 363(f), <u>128</u> Motion to Authorize/Direct). Notice of Intent to Request Redaction Due By 08/27/2020. Redaction Request Due By 09/10/2020. Redacted Transcript Submission Due By 09/21/2020. TRANSCRIPT ACCESS WILL BE ELECTRONICALLY RESTRICTED THROUGH 11/18/2020 AND MAY BE VIEWED AT THE OFFICE OF THE CLERK. (Compuscribe, Inc) (Entered: 08/20/2020)
08/20/2020		<u>153</u>	Second Amended Disclosure Statement , <i>As Modified</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>151</u> Disclosure Statement filed by Debtor Cort & Medas Associates, LLC). (Attachments: # <u>1</u> Exhibit A # <u>2</u> Exhibit B) (Shafferman, Joel) (Entered: 08/20/2020)
08/21/2020		<u>156</u>	

			Order Approving (I) Disclosure Statement, as modified (II) Form and Manner of Notices (III) Form of Ballots and (IV) Solicitation Materials and Solicitation Procedures and Setting Hearing on Confirmation (RE: related document(s) <u>149</u> Second Amended Chapter 11 Plan filed by Debtor Cort & Medas Associates, LLC). Signed on 8/21/2020. Telephonic Confirmation hearing to be held on 9/16/2020 at 02:30 PM at Dial in Number 888-273-3658; Access Code 2872314. Service of the Disclosure Statement and Plan by August 25, 2020, with Last day to Object to Confirmation 9/9/2020, with a Certification of Ballots due by 9/9/2020. (sem) (Entered: 08/24/2020)
08/23/2020		<u>154</u>	BNC Certificate of Mailing with Notice of Filing of Official Transcript (BK) Notice Date 08/23/2020. (Admin.) (Entered: 08/24/2020)
08/24/2020		<u>155</u>	Notice of Appearance and Request for Notice Filed by Paul A Rubin on behalf of 1414 Utica Avenue Lender LLC (Rubin, Paul) (Entered: 08/24/2020)
08/24/2020		<u>157</u>	Notice of Appeal to District Court. . Fee Amount \$298 Filed by Paul A Rubin on behalf of 1414 Utica Avenue Lender LLC (RE: related document(s) <u>146</u> Order on Motion to Authorize/Direct). Appellant Designation due by 09/8/2020. Transmission of Designation to District Court Due by 09/23/2020. (Rubin, Paul) (Entered: 08/24/2020)
08/24/2020			Receipt of Notice of Appeal(1-19-41313-cec) [appeal,ntcapl] ( 298.00) Filing Fee. Receipt number 19498704. Fee amount 298.00. (re: Doc# <u>157</u> ) (U.S. Treasury) (Entered: 08/24/2020)
08/25/2020		<u>158</u>	Order Authorizing and Approving an Auction Sale for the Real Properties known as and located at 1376 and 1414 Utica Avenue, Brooklyn, New York 11203, Free and Clear of all Monetary Liens, Claims and Encumbrances, with such Monetary Liens, Claims and Encumbrances to attach to the proceeds of sale; and approving the terms of sale and bidding procedures for the debtor's properties; and it is further Ordered, that the Motion be and hereby is granted to the extent provided for herein, and any other relief sought in the Motion not granted by this Order shall be considered at the hearing scheduled to approve the results of the Auction to be held by this Court on October 28, 2020 at 2:00 p.m. (the "Sale Hearing") before Hon. Alan S. Trust, United States Bankruptcy Judge, Eastern District of New York, telephonically at Dial in Number 888-808-6929; Access Code: 2181522 (Related Doc # <u>127</u> ) Signed on 8/25/2020. (sem) (Entered: 08/25/2020)
08/25/2020		<u>159</u>	Affidavit/Certificate of Service of <i>Order Approving Disclosure Statement, as modified and Solicitation Materials</i> Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>156</u> Order Approving Disclosure Statement) (Shafferman, Joel) (Entered: 08/25/2020)
08/25/2020		<u>160</u>	Affidavit/Certificate of Service of Filed by Joel M Shafferman on behalf of Cort & Medas Associates, LLC (RE: related document(s) <u>158</u> Order on Motion To Sell Property of the Estate Free and Clear of Liens under 11 U.S.C. 363(f)) (Shafferman, Joel) (Entered: 08/25/2020)
08/26/2020		<u>161</u>	Notice to Parties of requirements, deadlines (RE: related document(s) <u>157</u> Notice of Appeal filed by Paul A. Rubin on behalf of Creditor 1414 Utica Avenue Lender LLC) (jmf) (Entered: 08/26/2020)

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

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In Re:

Chapter 11

CORT & MEDAS ASSOCIATES, LLC,

Case No.: 19-41313 (CEC)

Debtor.

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**ORDER WITH RESPECT TO THE CLAIMS OF 1414  
UTICA AVENUE LENDER LLC AND EMPIRE STATE  
CERTIFIED DEVELOPMENT CORPORATION**

Upon the application of 1414 Utica Avenue Lender LLC (“1414 Lender”), dated May 12, 2020, seeking the entry of an Order (i) pursuant to 11 U.S.C. §§ 101(5), 105(a), 501(a) 502(a) and Federal Rules of Bankruptcy Procedure 3001, 3007, 3012 (a) declaring that 1414 Lender is the holder of Claim No. 7-1 (“1414 Lender’s Claim”) pursuant to, inter alia, that first lien mortgage encumbering the real property of the Debtor commonly known as 1414 Utica Avenue, Brooklyn, New York (the “Property”), (b) which is entitled to payment prior in time to any claim (or lien) of mortgagee, Empire State Certified Development Corporation (“ESCDC”), and to the extent that this Court determines that ESCDC should otherwise be entitled to payment on account of the proof of claim filed by ESCDC (Claim No. 6-1) (“ESCDC’s Claim”) prior in time to that of 1414 Lender, alternatively, (c) determining that the amount of the ESCDC Claim to be entitled priority as of March 31, 2020 was not more than \$154,995.00, and (ii) granting 1414 Lender such further and different relief as the Court may deem just and proper [ECF Doc#111 & 112] (the “Motion”); and ESCDC having filed a response to the Motion on June 17, 2020 [ECF Doc#116] (the “ESCDC Response”); and 1414 Lender having filed a reply to the ESCDC Response on June 24, 2020 [ECF Doc#121]; and upon all the pleadings and proceedings had in this case; and upon the record of the hearing held on June 24, 2020 with regard to the Motion; and after due deliberation and sufficient cause appearing therefor; and for the reasons set forth on the record at the hearing, which are hereby incorporated by reference as the Court’s findings of fact and conclusions of law;



IT IS HEREBY:

ORDERED, that the Motion be, and is hereby DENIED to the extent set forth herein; and it is further

ORDERED, that 1414 Lender's Claim is senior to ESCDC's Claim with respect to principal and non-default rate interest; and it is further

ORDERED, that 1414 Lender remains bound by the terms and conditions of the Third Party Lender Agreement, dated December 29, 2009 (the "Intercreditor Agreement"), and is therefore subordinated to the ESCDC as set forth in the Intercreditor Agreement; and it is further

ORDERED, that pursuant to the terms of the Intercreditor Agreement, that portion of 1414 Lender's Claim relating to Default Charges, as defined in the Intercreditor Agreement including "escalated interest after default due under the Third Party Loan," in the amount of \$569,204.10 as set forth in Exhibit Z to 1414 Lender's Motion [ECF Doc # 111-33], is subordinated to ESCDC's Claim; and it is further

ORDERED, this Court retains jurisdiction to resolve all matters arising under or related to this Order, and to interpret, implement, and enforce the provisions of this Order.

**Dated: Brooklyn, New York  
August 10, 2020**



  
Carla E. Craig  
United States Bankruptcy Judge

RUBIN LLC  
 Paul A. Rubin  
 Hanh V. Huynh  
 345 Seventh Avenue, 21<sup>st</sup> Floor  
 New York, New York 10001  
 Tel: 212.390.8054  
 Fax: 212.390.8064  
 prubin@rubinlawllc.com  
 hhuyh@rubinlawllc.com

*Counsel for 1414 Utica Avenue Lender LLC*

UNITED STATES BANKRUPTCY COURT  
 EASTERN DISTRICT OF NEW YORK

-----	X	
	:	
In re:	:	Chapter 11
	:	
CORT & MEDAS ASSOCIATES, LLC,	:	Case No.: 19-41313 (CEC)
	:	
Debtor.	:	
	:	
-----	X	

**NOTICE OF APPEAL**

Pursuant to Rule 8003(a) of the Federal Rules of Bankruptcy Procedure and 28 U.S.C. § 158(a), 1414 Utica Avenue Lender LLC, by and through its counsel Rubin LLC, hereby submits this appeal to the United States District Court for the Eastern District of New York from the Bankruptcy Court’s *Order With Respect to the Claims of 1414 Utica Avenue Lender LLC and Empire State Certified Development Corporation* (the “Order”) [ECF No. 146], entered in the above-captioned bankruptcy case on the 10th day of August, 2020. A copy of the Order is annexed hereto as Exhibit A. The E.D.N.Y. Civil Cover Sheet is annexed hereto as Exhibit B.

The names of all the parties to the order appealed from and the names, address, and telephone numbers of their respective attorneys are as follows:

**APPELLANT**

1414 Utica Avenue Lender LLC  
*Represented by:*  
Rubin LLC  
345 Seventh Avenue, 21st Floor  
New York, NY 10001  
Tel: (212) 390-8054  
Attn: Paul A. Rubin

**APPELLEE**

Empire State Certified Development Corporation  
*Represented by:*  
Lemery Greisler LLC  
50 Beaver Street, 2nd Floor  
Albany, NY 12207  
Tel: (518) 433-8800  
Attn: Paul A. Levine  
Meghan M. Breen

Dated: New York, New York  
August 24, 2020

RUBIN LLC

By: /s/ Paul A. Rubin  
Paul A. Rubin

345 Seventh Avenue, 21<sup>st</sup> Floor  
New York, New York 10001  
Tel: 212.390.8054  
Fax: 212.390.8064  
prubin@rubinlawllc.com

*Counsel for 1414 Utica Avenue Lender LLC*

# **EXHIBIT A**

## **(ORDER)**

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

-----X

In Re:

Chapter 11

CORT & MEDAS ASSOCIATES, LLC,

Case No.: 19-41313 (CEC)

Debtor.

-----X

**ORDER WITH RESPECT TO THE CLAIMS OF 1414  
UTICA AVENUE LENDER LLC AND EMPIRE STATE  
CERTIFIED DEVELOPMENT CORPORATION**

Upon the application of 1414 Utica Avenue Lender LLC (“1414 Lender”), dated May 12, 2020, seeking the entry of an Order (i) pursuant to 11 U.S.C. §§ 101(5), 105(a), 501(a) 502(a) and Federal Rules of Bankruptcy Procedure 3001, 3007, 3012 (a) declaring that 1414 Lender is the holder of Claim No. 7-1 (“1414 Lender’s Claim”) pursuant to, inter alia, that first lien mortgage encumbering the real property of the Debtor commonly known as 1414 Utica Avenue, Brooklyn, New York (the “Property”), (b) which is entitled to payment prior in time to any claim (or lien) of mortgagee, Empire State Certified Development Corporation (“ESCDC”), and to the extent that this Court determines that ESCDC should otherwise be entitled to payment on account of the proof of claim filed by ESCDC (Claim No. 6-1) (“ESCDC’s Claim”) prior in time to that of 1414 Lender, alternatively, (c) determining that the amount of the ESCDC Claim to be entitled priority as of March 31, 2020 was not more than \$154,995.00, and (ii) granting 1414 Lender such further and different relief as the Court may deem just and proper [ECF Doc#111 & 112] (the “Motion”); and ESCDC having filed a response to the Motion on June 17, 2020 [ECF Doc#116] (the “ESCDC Response”); and 1414 Lender having filed a reply to the ESCDC Response on June 24, 2020 [ECF Doc#121]; and upon all the pleadings and proceedings had in this case; and upon the record of the hearing held on June 24, 2020 with regard to the Motion; and after due deliberation and sufficient cause appearing therefor; and for the reasons set forth on the record at the hearing, which are hereby incorporated by reference as the Court’s findings of fact and conclusions of law;



IT IS HEREBY:

ORDERED, that the Motion be, and is hereby DENIED to the extent set forth herein;  
and it is further

ORDERED, that 1414 Lender's Claim is senior to ESCDC's Claim with respect to  
principal and non-default rate interest; and it is further

ORDERED, that 1414 Lender remains bound by the terms and conditions of the  
Third Party Lender Agreement, dated December 29, 2009 (the "Intercreditor Agreement"), and is  
therefore subordinated to the ESCDC as set forth in the Intercreditor Agreement; and it is further

ORDERED, that pursuant to the terms of the Intercreditor Agreement, that portion of  
1414 Lender's Claim relating to Default Charges, as defined in the Intercreditor Agreement  
including "escalated interest after default due under the Third Party Loan," in the amount of  
\$569,204.10 as set forth in Exhibit Z to 1414 Lender's Motion [ECF Doc # 111-33], is subordinated  
to ESCDC's Claim; and it is further

ORDERED, this Court retains jurisdiction to resolve all matters arising under or  
related to this Order, and to interpret, implement, and enforce the provisions of this Order.

**Dated: Brooklyn, New York  
August 10, 2020**



  
Carla E. Craig  
United States Bankruptcy Judge

# **EXHIBIT B**

## **(CIVIL COVER SHEET)**

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

## I. (a) PLAINTIFFS

1414 Utica Avenue Lender LLC

## (b) Attorneys (Firm Name, Address, and Telephone Number)

Rubin LLC (Attn: Paul Rubin)

345 Seventh Avenue, 21st Floor, New York, NY 10001

Tel: 212-390-8054

## DEFENDANTS

Empire State Certified Development Corporation

## Attorneys (If Known)

Lemery Greisler LLC (Attn: Paul A. Levine &amp; Meghan M. Breen)

50 Beaver Street, 2nd Floor, Albany, NY 12266 Tel: 518-433-8800

## II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant
- ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- |   | PTF                        | DEF                        |   | PTF                        | DEF                        |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State                   | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

## IV. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITING A BRIEF STATEMENT OF CAUSE) (DO NOT CITE JURISDICTION STATUTES UNLESS DIVERSITY)

11 U.S.C. § 502

## V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation - Transfer
- ☐ 8 Multidistrict Litigation - Direct File

## VI. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<b>PERSONAL INJURY</b> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input checked="" type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes

## VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No

## VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

August 24, 2020

FOR OFFICE USE ONLY

SIGNATURE OF ATTORNEY OF RECORD

Paul Rubin/H/H

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE



**PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)**

1414 Utica Avenue Lender LLC  
 Rubin LLC (Attn: Paul Rubin)  
 345 Seventh Avenue, 21st Floor  
 New York, NY 10001

**DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)**

Empire State Certified Development Corporation  
 Attn: Paul A. Levine and Meghan M. Breen  
 50 Beaver Street, 2nd Floor  
 Albany, NY 12207

**DEFENDANT(S) ADDRESS UNKNOWN**

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

**RELATED CASE STATEMENT (Section VIII on the Front of this Form)**

Please list all cases that are arguably related pursuant to Division of Business Rule 50.3.1 in Section VIII on the front of this form. Rule 50.3.1 (a) provides that "A civil case is "related" to another civil case for purposes of this guideline when, because of the similarity of facts and legal issues or because the cases arise from the same transactions or events, a substantial saving of judicial resources is likely to result from assigning both cases to the same judge and magistrate judge." Rule 50.3.1 (b) provides that "A civil case shall not be deemed "related" to another civil case merely because the civil case: (A) involves identical legal issues, or (B) involves the same parties." Rule 50.3.1 (c) further provides that "Presumptively, and subject to the power of a judge to determine otherwise pursuant to paragraph (d), civil cases shall not be deemed to be "related" unless both cases are still pending before the court."

**NY-E DIVISION OF BUSINESS RULE 50.1(d)(2)**

- 1.) Is the civil action being filed in the Eastern District removed from a New York State Court located in Nassau or Suffolk County?  
☐ Yes ☐ No
- 2.) If you answered "no" above:  
 a) Did the events or omissions giving rise to the claim or claims, or a substantial part thereof, occur in Nassau or Suffolk County? ☐ Yes ☐ No  
 b) Did the events or omissions giving rise to the claim or claims, or a substantial part thereof, occur in the Eastern District?  
☐ Yes ☐ No  
 c) If this is a Fair Debt Collection Practice Act case, specify the County in which the offending communication was received:  
 \_\_\_\_\_

If your answer to question 2 (b) is "No," does the defendant (or a majority of the defendants, if there is more than one) reside in Nassau or Suffolk County, or, in an interpleader action, does the claimant (or a majority of the claimants, if there is more than one) reside in Nassau or Suffolk County? ☐ Yes ☐ No

(Note: A corporation shall be considered a resident of the County in which it has the most significant contacts).

**BAR ADMISSION**

I am currently admitted in the Eastern District of New York and currently a member in good standing of the bar of this court.



Yes



No

Are you currently the subject of any disciplinary action(s) in this or any other state or federal court?



Yes (If yes, please explain)



No

I certify the accuracy of all information provided above.

Signature: Paul Rubin / H#

**Information to identify the case:**

Debtor

**Cort & Medas Associates, LLC**

EIN 14-2008329

Name

United States Bankruptcy Court **Eastern District of New York**

Date case filed for chapter 11 3/6/19

Case number: 1-19-41313-cec

**NOTICE TO PARTIES CONCERNING APPEAL (ECF CASE)**

A Notice of Appeal was filed on August 24, 2020, in the above case by Paul A Rubin on behalf of 1414 Utica Avenue Lender LLC, regarding Order Denying Motion To Authorize/Direct Application for entry of an Order dated August 10, 2020, document number 146.

Effective December 1, 2014, Part VIII of the Federal Rules of Bankruptcy Procedure governing bankruptcy appeals was substantially revised in order to align those rules with the Federal Rules of Appellate Procedure and updated to include electronic transmission, filing, and service.

This notice must be read together with the Federal Rules of Civil Procedure (FRCP), the Federal Rules of Bankruptcy Procedure (FRBP), the Local Rules of the Eastern District of New York, and this Court's Local Rules and Procedures.

1. **Service of Notice:** The appellant must provide the Clerk with the email address of each party to be served; to the extent that there are parties to the appeal who are not equipped to receive email notification, the appellant must provide the Clerk with the address for all parties to be served.
2. **Appellant's Designation:** Appellant's designation of record on appeal and statement of issues to be presented on appeal are due within fourteen (14) days from the date of the filing of the Notice of Appeal. The designation must include a list of items to be included in the record on appeal. A copy of the designation and statement shall be served by the appellant on the appellee. A certificate of service must be filed with the bankruptcy court as proof that proper service was made.
3. **Appellee's Designation:** Within fourteen (14) days after service of the appellant's designation and statement, the appellee may file with the bankruptcy court and serve on the appellant a designation of additional items to be included in the record on appeal.
4. **Transcripts:** If the record designated by any party includes a transcript of any proceeding or a part thereof, the party shall, immediately after filing the designation, call one of the court approved transcription service agencies to request a copy of a transcript. The written request for the transcript shall be filed with the bankruptcy court. The party requesting the transcript is responsible for the cost of transcription. Designated transcripts must be provided to this office in PDF format.
5. **ECF Registration (Attorneys Only):** Documents must be filed electronically relative to this matter, both in the Bankruptcy Court and, once the record has been transmitted, in the District Court. For information on ECF registration in the Bankruptcy Court, please visit: [www.nyeb.uscourts.gov/electronic-filing-procedures](http://www.nyeb.uscourts.gov/electronic-filing-procedures); in the District Court, visit: <https://www.nyed.uscourts.gov/cmecf>.
6. **Transmittal of Record on Appeal:** Generally the record on appeal will be transmitted thirty (30) days from the date of the filing with the Court of the Notice of Appeal.

Dated: August 26, 2020

FOR THE COURT

By: s/ Julian M. Febus

Deputy Clerk

## Notice Recipients

District/Off: 0207-1

User: jfebus

Date Created: 8/26/2020

Case: 1-19-41313-cec

Form ID: 772

Total: 3

### Recipients submitted to the BNC (Bankruptcy Noticing Center):

cr	Empire State Certified Development Corporation	c/o Meghan M. Breen, Esq.	Lemery Greisler
	LLC 50 Beaver Street	Albany, NY 12207	
9571211	1414 Utica Avenue Lender	370 Lexington Avenue, Suite 1812	New York, New York 10017
9874849	1414 Utica Avenue Lender LLC	c/o Rubin LLC 345 Seventh Avenue, 21st Floor	New York, NY
	10001 Attn: Paul Rubin		

TOTAL: 3